IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

MISC.CIVIL APPLICATION No 2323 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

BABALIBEN WD/O HEMABHAI ALIAS GEMABHAI MASIYA

Versus

JASHVANTBHAI LAKHABHAI BAMANIYA CHAMAR

Appearance:

1. Misc.Civil Application No. 2323 of 2000
MR MA KHARADI for Applicants No. 1-2

CORAM : MR.JUSTICE M.C.PATEL

Date of decision: 30/10/2001

ORAL JUDGEMENT

The applicants have filed M.A.C. Petition No.1342 of 1994 before the M.A.C. Tribunal, Baroda claiming compensation for the death of their son in a vehicular accident which occurred at a place which was within the jurisdiction of the Tribunal at Baroda. Now,

the applicants have filed this Miscellaneous Civil Application under Section 24 of the Civil Procedure Code for transfer of the said petition to the M.A.C. Tribunal Panchmahals at Godhara, on the ground that the applicants reside within the jurisdiction of M.A.C. Tribunal, Panchmahals at Godhara.

2. No reply has been filed by any of the opponents. Since the applicants reside within the jurisdiction of the said Tribunal, present Miscellaneous Civil Application is allowed and M.A.C. Petition No.1342 of 1994 pending before the M.A.C. Tribunal, Baroda is ordered to be transferred to M.A.C. Tribunal Panchmahals at Godhara. Rule is made absolute accordingly with no order as to costs. Direct service is permitted.

(M.C.Patel,J.)

vrp